IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6098 OF 2005

Smt.Parvatibai Babaji Shinde ..Petitioner.

Vs.

CIDCO & Ors. ..Respondents.

...

Mr.S.S.Kulkarni for the Petitioner.

Mr.R.M.Sawant with Mr.Rahul Jadhav for Respondent No.1.

Ms.P.S.Cardoso, AGP for Respondent Nos.2 and 3.

....

CORAM : F.I.REBELLO &

DR.D.Y.CHANDRACHUD, JJ.

27th October, 2005.

P.C. :

1. Rule. Heard forthwith.

2. The case of the Petitioner is similar to the order passed by this Court in Writ Petition 1191 of 2005 which was decided on 8th July, 2005. In the instant case also, according to Respondent No.1 they have written to Respondent No.3 to take

steps to acquire the land as the earlier notification has lapsed. On behalf of Respondent Nos.2 and 3, learned AGP makes a statement that the letter written by Respondent No.1 is not traceable. Learned counsel for Respondent No.1 makes a statement that they require the land. Learned AGP in view of that makes a statement that Respondent Nos.2 and 3 will take steps to acquire the land within one month from today. Statement accepted. In the light of that, the following order:

> The Respondent Nos.2 and 3 are directed take steps to acquire the land within one month from today.
>
> The Petitioner would be entitled to all rights and benefits she is entitled to according to law.

Rule made absolute accordingly. There shall be no order as to costs.

(F.I. REBELLO, J.)

(DR.D.Y.CHANDRACHUD, J.)